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THE ANDHRA PRADESH GAZETTE PUBLISHED BY AUTHORITY

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AMARAVATI, TUESDAY , SEPTEMBER 11, 2018

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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT DEPARTMENT (VIG.I)

ALLEGATION OF CURRUPTION AGAINST Sri P. BHANUJI RAO, THE THEN TPBO., BOBBILI MUNICIPALITY, VIZIANAGARAM DISTRICT.

- Read:- 1. From Sri. V. Ram Kumar, Dy. Director & Enquiry Officer, VKCPIR SDA., Visakhapatnam, Enquiry Report Dated : 25-02-2018
2. Government Memo. No. 675/Vig.I (2)/2010, Dated : 22-12-2014.

Format of Inquiry report of Inquiry Officer in departmental inquiry under Rule 20(23) of A.P. Civil Services (CCA) Rules, 1991 (vide Circular Memo No. 56183/Ser.C/99 Genl. Admn. (Ser.C) Dept, Dated : 15-10-1999)

Memo. No. 675 / Vig.I (1) / 2010,- Under sub-rule (2) of Rule 20 of A.P. Civil Services (CCA) Rules, 1991,I was appointed by the Director of Town and Country Planning, Government of Andhra Pradesh Hyderabad, as the Inquiring Authority to inquire into the charges framed against Sri P. Bhanuji Rao, T.P.B.O, Itchapuram Municipality, vide his Procdgs. ROC.No.170/2010/M3-1, Dated : 29-08-2012. I have since completed the inquiry and on the basis of the documentary and oral evidence adduced before me prepared my Inquiry Report as under :

2. Sri K.Rajasekhar, Supdt., RDDTP, Visakhapatnam, was appointed as Presenting Officer in terms of Rule 20(5) (c) of A.P. Civil Services (CC&A) Rules, 1991. The officer is on leave.
3. The Charged Officer participated in the inquiry from beginning to end.
4. Articles of charge and substance of imputation of misconduct or misbehaviour.

The following articles of charge have been framed against Sri P.Bhanuji Rao. T.P.B.O. Itchapuram Municipality

Article No. I He has committed grave mis-conduct in-as-much as he did not submit Annual property returns to the competent authority during his service.

Article No. II Case in Cr.No.19/RCT-ACB/VZM/2009 U/s 7, 13 (2) R/w 13 (1)(d) of P.C. Act 1988 was registered on 21-12-2009 at 11.30 AM against Sri Palavalasa. Bhanuji Rao, S/o Late Swamy Naidu, Town Planning Building Overseer, Bobbili' Municipality, Vizianagaram District (Government Servant) for demand of bribe amount of Rs.2,000/- to do the official favour and he was trapped on 21-12-2009 for accepting tainted amount of Rs.2,000/- from Sri Vooda Sankara Rao, S/o Ramulu, Lecturer in Govt. Junior College, Makkuvu, R/o Bobbili, Vizianagaram District. During the course of investigation of the case Sri Karunakaram Prasad, S/o Late Venkata Ramana Murthy, 55 years, Municipal Commissioner, Bobbili, has furnished information vide his letter ROC.No.494/04/C1, Dated : 23-02-2010. Sri Nagabhushanam, Municipal Commissioner, Vizianagaram, stated that the Government servant Sri P.Bhanuji Rao had not furnished any annual property returns to the competent authority during his tenure.

According to the statements of imputation of misconduct or misbehaviour of Sri Palavalasa. Bhanuji Rao, T.P.B.O, Itchapuram Municipality that the government servant had not submitted his Annual property returns to the concerned authorities during his period of government service.

5. Case of the Disciplinary Authority.

Sri Palavalasa Bhanuji Rao, S/o Late Swamy Naidu, is a native of Vizianagaram. His date of birth is 31-10-1963. He joined Government Service in Municipal Administration and town Planning Department as Attender on 08-2-1995 and worked at Vizianagaram till 18-8-2006. Later he got promotion as Tracer on 18-8-2006 and worked at Vizianagaram Municipal Corporation till 4-11-2009. Subsequently he got promotion as Town Planning Building Overseer on 4-11-2009 and posted at Bobbili Municipal Office and worked there till 21-12- 2009. Since from his joining in to the government service, he was not submitted his Annual property returns to the concerned authorities till the end of financial year 2010.

He has submitted his Annual property returns for the financial years 2011 and 2012 to the O/O The Regional Deputy Director of Town and Country Planning, Visakhapatnam on 9-02-2012 and 25-02-2013 respectively.

6. Case of the Defendant.

Since from the joining in to the government service, Sri Palavalasa Bhanuji Rao was not submitted his Annual property returns to the concerned authorities till the end of financial year 2010. He was submitted his Annual property returns for the financial year 2011 on 09-02-2012 and annual property returns for the financial year 2012 submitted on 25-02-2013 to the O/o The Regional Deputy Director of Town and Country Planning, Visakhapatnam.

During the course of conducting the enquiry against Sri Palavalasa Bhanuji Rao he orally conveyed me that he was joined in the department as class IV employee in the cadre of Attendee and subsequently he got promotion to the posts of Tracer, town planning building overseer. He also stated orally that he was not appeared any type of departmental tests and hence he do not know that he should submit his Annual Property Returns to the concerned authorities. He also told me that he had submitted an explanation letter Dated : 09-07-2010 to the Director of Town and Country Planning in this regard.

7. Analysis and Assessment of Evidence.

It is found that since from the time of joining in to the government service, Sri Palavalasa Bhanuji Rao had not submitted his Annual property returns to the concerned authorities till the end of financial year 2010. He was submitted his Annual property returns for the financial year 2011 on 09-02-2012 and annual property returns for the financial year 2012 submitted on 25-02-2013 to the O/o The Regional Deputy Director of Town and Country Planning, Visakhapatnam.

8. Findings

On the basis of documentary and oral evidence adduced in the case before me and in view of the reasons given above, I hold that the following charge is proved against Sri Palavalasa Bhanuji Rao, TPBO, presently working in Itchapuram Municipality.

Charge No. I As a government servant Sri Palavalasa Bhanuji Rao, TPBO, presently working in Itchapuram Municipality shall supposed to submit his annual property returns to the concerned authorities. But from the beginning of his government service, Sri Palavalasa Bhanuji Rao had not submitted his Annual property returns to the concerned authorities till the end of financial

year 2010. He submitted his Annual property returns for the financial year 2011 on 09-02-2012 and annual property returns for the financial year 2012 submitted on 25-02-2013 to the O/o The Regional Deputy Director of Town and Country Planning Visakhapatnam.

9. Annexure-I containing list of documents exhibited and Annexure-II containing list of witnesses documents examined are enclosed.

ANNEXURE-I

1. Letter of Sri P.Bhanuji Rao, T.P.B.O, presently working in Itchapuram Municipality, dated 09-07-2010, submitted to the Director of Town and Country Planning, Government of Andhra Pradesh, A.P., Hyderabad
2. Letter of Sri P.Bhanuji Rao, T.P.B.O, dated 07-02-2012, along with his annual property returns for the financial year 2011, submitted to the Regional Director of Town and Country Planning, Visakhapatnam
3. Letter of Sri P.Bhanuji Rao, T.P.B.O, dated 25-02-2013, along with his annual property returns for the financial year 2012, submitted to the Regional Director of Town and Country Planning, Visakhapatnam.

ANNEXURE-II

1. Letter Roc.No.494/04/C1, Dated : 23-02-2010 of Sri Karunakaram Prasad, S/o late Venkata Ramana Murthy, 55 years, Municipal Commissioner, Bobbili, Vizianagaram Dist
2. Letter Roc.No.897/2010/C1, Dated : 23-03-2010 of Sri Nagabhushanam, Municipal Commissioner, Vizianagaram.

Dated : 27-08-2018.

Sd/-,
*Inquiry Officer,
VK-PCPIR SDA,
Visakhapatnam.*

**MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT DEPARATMENT
(VIG.I)**

Sri PALAVALSA BHANUJI RAO, TPBO, FORMERLY AT BOBBILI MUNICIPALITY -
ALLEGATION OF NOT SUBMITTING ANNUAL PROPERTY RETURNS -
DEPARTMENTAL ACTION INITIATED - ENQUIRY REPORT COMMUNICATED.

- Ref :-
1. From the DG, ACB, Lr.No.318/RCT-WZ/2009, Dated : 28.5.2010.
 2. Govt. Memo.No.675/Vig.I(i)/2010-2, Dated : 21.6.2010.
 3. From the DTCP, Hyd. Procdgs. Roc.No.170/2010/M3,
Dated : 25.6.2010.
 4. Proc. No. 170/2010/M3-1, Dated : 29.08.2012 of DT&CP,AP., Hyd
 5. From the DTCP,AP., Hyd Lr.Roc.No.170/2010/M3,
Dated : 14.03.2013 along with Enquiry Report

Memo No. 675/Vig.1 (2) / 2010,- Whereas, in the reference 2nd cited, the Director of Town and Country Planning, AP., Hyderabad was requested to initiate departmental action against Sri Palvalasa Bhanuji Rao, Building Inspector, Bobbili Municipality, Vizianagaram District. Whereas, in the reference 3rd cited, the DTCP, AP., Hyderabad has initiated departmental action against C.O by issuing charge memo for not submitting Annual Property Returns and requested to furnish WSD within 15 days from the date of receipt of this order. The Charged Officer has submitted his written statement of defence vide his letter Dated : 09.07.2010.

Whereas, in the reference 4th cited, the DT&CP,AP., Hyd has appointed Sri V.Ram Kumar, Dy. Director of Town Planning, now at Visakhapatnam - Kakinada Petro Chemicals Investment Region as an enquiry officer to inquire into the charges framed against the AO Sri Palavalsa Bhanuji Rao, TPBO under Rule 20 of APCS(CCA) Rules, 1991.

Whereas in the reference 5th read above, the DT&CP,AP., Hyderabad has furnished the Enquiry Report, wherein the Enquiry Officer has stated that the all charges framed against the C.O., are held proved.

Government, after careful examination, hereby accept the findings of the Inquiry Authority on charges framed against the Charged Officer Sri Palavalsa Bhanuji Rao, TPBO and communicate a copy of the enquiry report to the Charged Officer as per procedure laid down in Rule 21(2) of APCS (CCA) Rules, 1991.

The C.O., is therefore directed to submit his written representation on the findings of the I.A., with in a period of 15 days from the date of receipt of this Memo. If no representation is received within the stipulated time, it will be construed that the individual has no representation to submit and action as deemed fit will be initiated based on the records available with the Government.

GIRIDHAR ARAMANE,

Principal Secretary to Government.

Dated : 22-12-2014.